B.E. BINFORD, ET AL.,

Plaintiff/Petitioner

Hearing Date: CAUSE NO.

riaintiii/retitic

05-112

vs. JOHN J BRENNAN, ET AL.,

AFFIDAVIT OF SERVICE OF: SUMMONS AND COMPLAINT

Defendant/Respondent

The undersigned, being first duly sworn, on oath deposes and says: That s(he) is now and at all times herein mentioned was a citizen of the United States, over the age of eighteen, not an officer of a plaintiff corporation, not a party to nor interested in the above entitled action, and is competent to be a witness therein.

On the 9th day of February, 2005, at 1:28 PM, at the address of 767 5TH Avenue, NEW YORK, New York County, NY; this affiant served the above described documents upon BERNSTEIN INVESTMENT RESEARCH AND MANAGEMENT, by then and there personally delivering 1 true and correct copy(ies) thereof, by then presenting to and leaving the same with BERNSTEIN INVESTMENT RESEARCH AND MANAGEMENT, Front Desk Security John Doe M/B black hair 40 YOA 5-9 180 LBS.

No Information was provided or discovered that indicates that the subjects served are members of the U.S. military.

Affiant hereby states under penalty of perjury under the laws of the State of the statement above is true and correct.

__ that

Loai F. Sarsour, Reg.

330∮,∖New York NY

FILED

FEB 2 8 2005

SUBSCRIBED AND SWORN to before me this 10th day of February, 2005

TARY PUBLIC in and for the State of **New York**

MICHAEL E. KUNZ, Clerk

ABC's Client Name
Baron & Budd, P.C. (PFI)

ORIGINAL PROOF OF SERVICE

ABC Tracking #: **3633763**

MARIA L. BASS

Notary Public, State of New York

No. 01BA6107290

Qualified in Kings County

Commission Expires March 22, 2008